

**Bereskin & Parr**  
INTELLECTUAL PROPERTY LAW

Scotia Plaza, 40 King Street West, 40<sup>th</sup> Floor  
Toronto, Ontario, Canada M5H 3Y2  
t: 416 364 7311 f: 416 361 1398

**TELEFAX TRANSMITTAL****TO:** U.S. Patent and Trademark Office**Attn:** Marian Day Group Art Unit: 1753**Re:** Serial No.: 10/667,898. Filed: September 23, 2003**FAX NO.:** 1-703-746-6597**FROM:** Linda Rooney for Ian C. McMillan**DATE:** March 30, 2004**PAGES: 3**  
(Including cover sheet)**File No.:** 9351-242**Lawyer No.:** 165

If transmission is interrupted or of poor quality, please notify us immediately by calling Linda Rooney at (416) 364-7311, ext. 6355.

**COMMENTS:****CONFIDENTIAL**

This communication may contain information that is privileged or confidential and is intended only for the use of the individual to whom it is addressed. Any other distribution, copying or disclosure is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us by mail. Thank you.

**Bereskin & Parr**  
INTELLECTUAL PROPERTY LAW

March 30, 2004

Ian C. McMillan B.Sc. (Math & Eng.), LL.B., LL.M.  
416 957 1644 imcmillan@bereskinparr.comYour Reference: 10/667,898  
Our Reference: 9351-242**MISSING DECLARATION**

By Fax 1-703-746-6597

The Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia  
U.S.A. 22313-1450

Attention: Marian Day

Dear Sir:

Re: United States Patent Application No. 10/667,898  
Title: A FUEL CELL SYSTEM AND METHOD OF  
OPERATING THE SAME  
Applicant: Joseph Cargnelli, Todd A. Simpson and Stephen Burany

Further to our telephone conversation this morning, please find attached a copy of the executed Declaration for the above-noted patent application.

Yours truly,

Linda Rooney for  
Ian C. McMillan

Attach.

*Please send all correspondence to the Toronto office*Scotia Plaza, 40 King St. West, 40th Floor,  
Toronto, Ontario, Canada M5H 3Y2  
Tel: 416.364.7311 Fax: 416.361.13982000 Argentia Rd., Plaza 4, Ste 430,  
Mississauga, Ontario, Canada L5N 1W1  
Tel: 905.812.3600 Fax: 905.814.0031Waterloo Technology Campus, 408 Albert St., Ste. 2,  
Waterloo, Ontario, Canada N2L 3V3  
Tel: 519.783.3210 Fax: 519.783.3211[www.bereskinparr.com](http://www.bereskinparr.com)